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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Bharti Temkin et al
Serial Number: 09/844,881
Filed: April 28, 2001
For: DEVELOPMENT OF STEREOSCOPIC-HAPTIC VIRTUAL
ENVIRONMENTS
Our file: 12001-104

**PETITION FOR FILING PATENT APPLICATION BY THE AVAILABLE
JOINT INVENTORS UNDER 37 C.F.R. 1.47(a)**

Commissioner of Patents and Trademarks
Box DAC
Washington, DC 20231

Dear Sir:

Joint inventors Bharti Temkin and Eric Acosta hereby petition the Commissioner to accept the filing of the above-identified U.S. Patent Application on behalf of themselves and on behalf of joint inventor, Kirk L. Watson, who cannot be found or reached after diligent effort.

Joint inventors Bharti Temkin and Eric Acosta have made declarations on their own behalf. The declarations were signed by all available joint inventors, Bharti Temkin and Eric Acosta, with the signature block of the nonsigning inventor, Kirk L. Watson, left blank, as required by 37 CFR 1.47(a).

Declarations by Dr. Bharti Temkin and K. Lance Anderson, licensing administrator at Texas Tech University, with copies of documentary evidence are attached hereto providing proof of the pertinent facts concerning the diligent effort to find or reach joint inventor, Kirk L. Watson, to execute a declaration, as required by 37 CFR 1.47(a).

The last known address of the nonsigning joint inventor, Kirk L. Watson, in this application is as follows, as required by 37 CFR 1.47(a):

2321 Windrift Way
Round Rock, Texas 78664

RECEIVED

MAR 28 2002

OFFICE OF PETITIONS

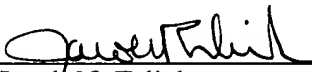
Based upon the above evidence, joint inventors Bharti Temkin and Eric Acosta believe they are entitled to make such application on behalf of themselves and on behalf of the nonsigning joint inventor, Kirk L. Watson, pursuant to 37 C.F.R. 1.47(a), and granting of this petition is respectfully requested.

The required fee of \$130 under 1.17(h) is enclosed.

Respectfully submitted on behalf
of applicants, Bharti Temkin, et al.,

Date: Oct 22, 2001

By:


Jacob N. Erlich
Reg. No. 24,338
PERKINS, SMITH & COHEN
One Beacon Street
Boston, MA 02108
(617) 854-4000

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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DECLARATION OF K. LANCE ANDERSON

Commissioner of Patents and Trademarks
Washington, DC 20231

Box DAC

Dear Sir:

I, K. Lance Anderson, having personal knowledge of the facts set forth herein,
hereby declare that:

1. I am employed as a licensing administrator at the Texas Tech University,
Office of Technology Transfer & Intellectual Property, Box 42007, Lubbock, Texas,
79409-2007 (hereinafter "TTU").

2. In July 2001, I performed a series of online searches for Kirk Watson,
including Yahoo and Lycos and contacted individuals in both Colorado (last known
parents' address: 1445 Front Nine Dr., Ft. Collins, CO 90525) and Texas. All results
were contacted by telephone and narrowed down nine (9) results in Texas, eight being
contacted and/or determined to not be the correct Kirk Watson and one final result that
could not be contacted via telephone. The final list of Texas search results is included
(Exhibit 1). I called the final contact on several occasions, during both business and
evening hours and there was no answer or answering service/machine.

3. In August, 2001, I sent a letter certified mail, return receipt requested to a Kirk Watson at the following address: 287 Lake Placid Dr, Seguin TX 78155-6621. This address was the one address that could not be reached via telephone. The receipt was returned, having been signed for by an Elizabeth Watson (Exhibit 2). The letter gave all contact information as well as the details giving the reason for our efforts. No one has contacted this office.

4. In August 2001, I located an email address at the University of Texas at Austin for Kirk Watson, in the Computer Science as well as a replacement email address for a graphics company, Origin Systems, Inc., in Austin, Texas. I contacted the company but no Kirk Watson was employed at Origin Systems, Inc.

5. Every known internal resource for tracking Texas Tech University alumni has been contacted for contact information for Mr. Watson. Resources include The Texas Tech Ex-Students Association, The Department of Computer Science, The Office of Admissions, and the Personnel Department. No current information was available.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

16 Oct. 2001
Date



K. Lance Anderson

EXHIBIT 1

Search A

First | Previous | Next | Last

Name (click for details)

Address

Phone (click to call)

~~Kirk Watson~~

106 E 6th St
Austin, TX

(512) 479-5900

[Want more information?](#)
[Get a "US Search"](#)

~~Kirk Watson~~

2301 Woodlawn Blvd
Austin, TX

(512) 478-6695

[Want more information?](#)
[Get a "US Search"](#)

Kirk Watson

11900 Stonehollow Dr
Austin, TX

(512) 837-8110

[Want more information?](#)
[Get a "US Search"](#)

~~Kirk Watson~~

1210 Dover St
Denton, TX

(940) 387-6420

[Want more information?](#)
[Get a "US Search"](#)

~~Kirk Watson~~

3755 Bellaire Dr S
Fort Worth, TX

(817) 922-8707

[Want more information?](#)
[Get a "US Search"](#)

~~Kirk Watson~~

Normangee, TX

(936) 396-6334

[Want more information?](#)
[Get a "US Search"](#)

Kirk Julie Watson

Whitewright, TX

(903) 364-5229

[Want more information?](#)
[Get a "US Search"](#)

~~Kirk Lisa Watson~~

301 Avenue K
Abernathy, TX

(806) 298-4518

[Want more information?](#)
[Get a "US Search"](#)

No answer
Liz Kirk Watson

Willow City, TX

(830) 685-3246

[Want more information?](#)
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First | Previous | Next | Last

Search A

Can't Find Them on Yahoo!?

powered by [USSEARCH.com](#)

Search 1000's of Public Databases with one click! Find Addresses, Property, Licenses, Court Records and much, much more...

First:

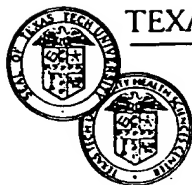
Last:

Street:

City:

State:

Zip:



TEXAS TECH UNIVERSITY

TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER

Office of Technology Transfer
and Intellectual Property

Box 42007
Lubbock, TX 79409-2007
Phone: 806 / 742-4105
Fax: 806 / 742-4102

August 13, 2001

Kirk Watson
287 Lake Placid Dr.
Sequin, Texas 78155-6621

TTU D-0249
Development of Stereoscopic Haptic Environments

Dear Mr. Watson:

You are listed as a co-inventor in regard to the above titled invention that is currently undergoing the patenting process. The patent application lists the co-inventors and requires the signature of each inventor.

Please contact me and provide your phone number and mailing address as soon as possible, and I will forward the appropriate materials as well as update you on the status of the invention. I thank you for your attention and look forward to hearing from you.

Best regards,

A handwritten signature in black ink, appearing to read "K. Lance Anderson", written over a horizontal line.

K. Lance Anderson
Licensing Specialist

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Received by (Please Print Clearly) ELIZABETH A. WATSON <i>2/5/01</i></p> <p>B. Date of Delivery <i>2/5/01</i></p> <p>C. Signature <i>Elizabeth A. Watson</i> <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>	
<p>1. Article Addressed to:</p> <p>Kirk Watson 287 Lake Placid Dr. Seguin, TX 78155-6621</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>2. Article Number (Copy from service label)</p> <p>7001 0360 0003 7109 5978</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952</p>			

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		OFFICIAL USE	
<p>Postage \$</p> <p>Certified Fee</p> <p>Return Receipt Fee (Endorsement Required)</p> <p>Restricted Delivery Fee (Endorsement Required)</p> <p>Total Postage & Fees \$</p>		<p>Sent To Kirk Watson</p> <p>Street, Apt. No. or PO Box No. 287 Lake Placid Dr.</p> <p>City, State, ZIP+4 Seguin, TX 78155-6621</p> <p>PS Form 3800, January 2001 See Reverse for Instructions</p>	
<p>LIBBOK, TX 79409</p> <p>AUG 13 2001</p> <p>TTU-MAIL TECH</p>		<p>7001 0360 0003 7109 5978</p>	



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Our file: 12001-104

DECLARATION OF DR. BHARTI TEMKIN

Commissioner of Patents and Trademarks
Washington, DC 20231

Box DAC

Dear Sir:

I, Dr. Bharti Temkin, having personal knowledge of the facts set forth herein,
hereby declare that:

1. I am employed as a professor at Texas Tech University, Lubbock, Texas, 79409-2007 (hereinafter "TTU").
2. On or about March 1999, I sent a postcard to Mr. Watson informing him that I had submitted an abstract concerning our research. The abstract was accepted for publication and that we needed to write a full paper. The card was sent to the last known address of Kirk L. Watson, as provided by the Department of Computer Science as well as the Texas Tech University Ex-Students Association - 2321 Windrift Way, Round Rock, Texas 78664.
3. On or about April 1999, I mailed the full paper I had written about our research again to 2321 Windrift Way, Round Rock, Texas, 78664, for his approval and changes to be made by him. The article was sent return receipt requested, but the

receipt was never returned to me. The receipt with the tracking information cannot be located.

4. On or about July 1999, I sent a letter to Mr. Watson giving notice of the publication of our joint paper. The article was sent return receipt requested, but the receipt was never returned to me. The receipt with the tracking information cannot be located

5. Throughout 1999 and 2000 I performed a series of directory searches on various online search engines for Kirk L. Watson contact information. The search engines included Yahoo People Search, and Lycos Search.

6. Throughout 1999 and 2000, I made telephone calls to Mr. Watson's parents last known address (1445 Front Nine Dr., Ft. Collins, CO 80525) and to his last known place of employment in Austin, Texas, Origin Systems, Inc., all to no avail.

7. Every known internal resource for tracking Texas Tech University alumni has been contacted for contact information for Mr. Watson. Resources include The Texas Tech Ex-Students Association, The Department of Computer Science, The Office of Admissions, and the Personnel Department. No current information was available.

8. I have has exhausted all reasonable logical possibilities for locating and communicating with Kirk Watson. A Notice to File Missing Parts to submit an executed declaration is overdue.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that

these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

10/17/01

Date

Bharti Temkin

Dr. Bharti Temkin